

PUBLIC NOTICE OF APPEAL

TO: All Interested Parties
FROM: S.C. Department of Health and Environmental Control
SUBJ: Stephen Parks, OCRM-12-247-E
DATE: March 3, 2017

The Department issued an amendment to permit OCRM-12-247-E with conditions to Stephen Parks to make changes to a previously permitted private recreational dock on and adjacent to Bohicket Creek at Block No. 3, Bohicket Road, Johns Island, Charleston County, South Carolina. Specifically, the relocation of a previously permitted, but never constructed, private Recreational dock 115' downstream from its permitted location; increase the previously permitted size of 12.5' by 12.5' four-pile covered boatlift to a 15' by 25' covered boatlift, with a 3' by 53' L-shaped catwalk. This amendment allows the installation of a 7' by 12' jet dock (boat storage structure) landward of the previously permitted 10' by 30' floating dock.

Allen Reed has requested a contested case hearing before the Administrative Law Court to challenge the issuance of the amendment to permit OCRM-12-247-E with special conditions.


Intervenors: A motion for leave to intervene, with the \$25 filing fee, shall be filed with the South Carolina Administrative Law Court, Edgar A. Brown Building, 1205 Pendleton Street, Suite 224, Columbia, South Carolina 29201, (telephone 734-0550) and served on all parties and shall state the grounds for the proposed intervention, the position and interest of the proposed intervenor, and the possible impact of the intervention on the proceedings. A proposed answer or position in intervention shall be attached to the motion.

Any person may intervene in any pending contested case hearing upon a showing that:

- (1) the movant will be aggrieved or adversely affected by the final order;
- (2) the interests of the movant are not being adequately represented by existing parties, or that it is otherwise entitled to intervene;
- (3) that intervention will not unduly prolong the proceedings or otherwise prejudice the rights of existing parties.

The motion for leave to intervene shall be filed as early in the proceedings as possible to avoid adverse impact on the existing parties or the disposition of the proceedings. Unless otherwise ordered by the administrative law judge, the motion to intervene shall be filed at least twenty (20) days before the hearing. Any later motion shall contain a statement of good cause for the failure to intervene earlier.

A person granted leave to intervene is a party to the proceeding. The intervenor shall be bound by any agreement, arrangement or other matter previously determined in the case. The order granting intervention may restrict the issues to be raised or otherwise condition the intervenor's participation in the proceeding. If appropriate, the administrative law judge may order consolidation of petitions and briefs and limit the number of representatives allowed to participate in the proceedings.



Bradley D. Churdar
Chief Counsel

S.C. Department of Health and Environmental Control